

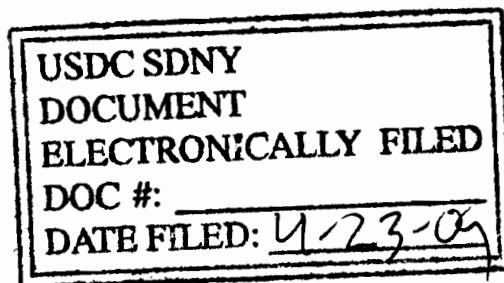
P37452



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
PROBATION DEPARTMENT**

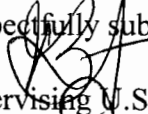
TO: Honorable Denny Chin
U.S. District Court Judge

FROM: Bernadine Fields
Supervising U.S. Probation Officer



Re: Mayra Fernandez
Docket No.: 06 CR 844-01 (DC)

Enclosed is a matter from the U.S. Probation Office requesting consideration and/or review by Your Honor. Please direct your response (if applicable) along with any attachments to our office at 233 Broadway, 14th floor, so that we may take appropriate action.

Respectfully submitted,

Supervising U.S. Probation Officer

Prepared By: MRJ

Mark R. Johnson
Senior U.S. Probation Officer
212-805-5168

DATE: April 21, 2009

Request for Adjournment

TO: Honorable Denny Chin OFFENSE: Hobbs Act Conspiracy
U.S. District Court Judge (18 USC 1951)

From: Mark R. Johnson Original Sentence Date: May 26, 2009
Senior U.S. Probation Officer

Re: Mayra Fernandez Required Submission to Counsel Date:
DKT. # 06 CR 844 (35)Days) April 21, 2009

Date: April 21, 2009

Defense Counsel : Peter Quijano

AUSA: Michael Maimin

This adjournment is requested for the following reason:

On February 27, 2009, this officer contacted the U.S. Attorney's Office requesting the necessary documents to prepared the presentence report. On April 8, 2009, this officer received a reply from AUSA Michael Maimin, who advised he "picked up this case for plea purposes, but, since the assigned AUSA is still on maternity leave, I will track down the info for you."

On April 13, 2009, this officer contacted AUSA Maimin once again in connection with obtaining the necessary documents. We received an automated email response informing that AUSA Maimin is currently on trial before the Honorable Denny Chin, and that he will be checking his voice mail and email periodically. Further, he referred all urgent matters to AUSA Parvin Moyne.

On April 21, 2009, this officer forwarded an email to AUSA Parvin Moyne regarding the case documents, and AUSA Moyne advised that she is currently out on jury duty, and that she would forward this correspondence to AUSA Maimin, "in case he is able to get you the materials during a break."

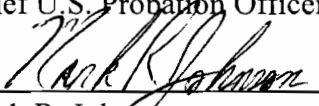
As we have been unable to obtain the necessary documents in order to prepare the offense conduct, and to perform the guideline analysis, we are seeking an adjournment until at least June 29, 2009.

It is requested that Your Honor indicate the Court's decision as provided below. Counsel will be notified by copy of this form.

Respectfully submitted,

Michael J. Fitzpatrick
Chief U.S. Probation Officer

By:


Mark R. Johnson
Senior U.S. Probation Officer
212-805-5168

Approved By:


SUSPO

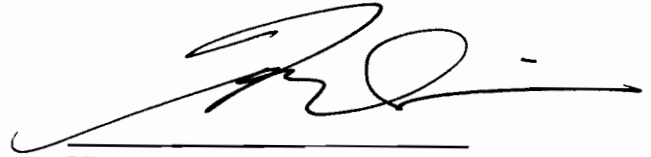
1. AN ADJOURNMENT IS GRANTED: ✓

IF APPROVED, NEW DATE OF SENTENCE _____ TIME & ROOM _____

2. REQUEST IS DENIED _____

DATE

4/23/09



U.S. DISTRICT COURT JUDGE

cc: Michael Maimin
U.S. Attorney's Office
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